

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
3:13-CR-0084-MOC**

**UNITED STATES OF AMERICA,** )  
                                    )  
                                    )  
**Vs.**                             )                           **ORDER**  
                                    )  
                                    )  
**CHRISTOPHER SUTTON,**     )  
                                    )  
                                    )  
**Defendant.**                 )  
                                    )  
                                    )

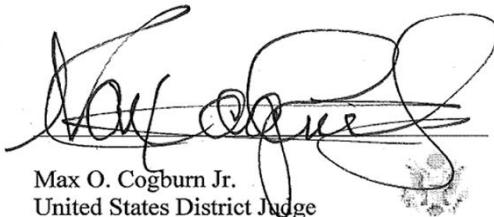
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**THIS MATTER** is before the Court on the Government's Motion to Dismiss (#7). The motion indicates that a Dismissal is being sought because defendant is deceased. Out of an abundance of caution, the Court has allowed the 10-day period for filing a response to run, L.R.Cr.P. 47.1(E), during which no response was filed. Having carefully considered the motion, the Court enters the following Order.

**ORDER**

**IT IS, THEREFORE, ORDERED** that the Government's Motion to Dismiss (#7) is hereby **GRANTED**, and the charges contained in the above captioned matter by way of Indictment are **DISMISSED** without prejudice.

Signed: May 30, 2013



Max O. Cogburn Jr.  
United States District Judge